

 <p>KENTUCKY CORRECTIONS Policies and Procedures</p>	Policy Number	Total Pages
	Date Filed	Effective Date
Authority/References KRS 196.035, 439.470, 439.480, 533.250, 533.256 CPP 27-18-01	Subject PRETRIAL DIVERSION	

I. DEFINITION

“Pretrial diversion” means a program set up in each pretrial district pursuant to KRS 533.250.

II. POLICY and PROCEDURE

- A. The assessment and case planning procedures set forth in CPP 29.1 (Risk and Needs Assessment) and CPP 29.2 (Case Planning) shall be followed.
- B. A records check through the National Crime Information Center (NCIC) and the Administrative Office of the Courts shall be completed on each pretrial offender.
- C. When not ordered by the Court prior to placement in the pretrial diversion program, a complete postsentence investigation report shall be completed to aid the officer in supervising the pretrial diversion offender.
- D. An offender shall be provided conditions of supervision consistent with his status.
- E. A pretrial diversion offender may be eligible to transfer pursuant to the Interstate Compact.
- F. Any violation shall be reported to the Commonwealth Attorney as discussed by KRS 533.256 or per the Court’s instructions. An officer shall have the same authority over all persons on pretrial diversion and the case shall be supervised in the same manner as a felony probation case.
- G. The officer shall secure a warrant unless expressly authorized by the releasing authority to detain a pretrial diversion offender.
- H. If the offender successfully completes the program, his status shall be listed as dismissed or diverted in any future presentence investigation.